P.S. 1255/07 Presented by Shri Suresh Tandan dated 13/2/07

1B

(4)

CF-300/-

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P (C)No.282/07

1. Ramnarayan Vyas
aged about 37 years
S/o. Shri H.N.Vyas
24, Vivekanand Nagar,
Raipur

2. Ajay Sharma
aged about 42 years
S/o. Late Shri Fatte lal Sharma
44, Vivekanand Nagar,
Raipur

3. Ashok Purohit
aged about 46 years
S/o. Late Shri Daulal Purohit
47, Vivekanand Nagar,
Raipur

-----PETITIONERS

V/s

1. State of Chhattisgarh
through the Secretary,
Home Department,
D.K.S. Bhawan,
Raipur.
2. Collector,
Raipur.

RECEIVED-COPY 13/2/07 CLERK to A. G. BILASPUR

3. Senior Superintendent of Police,
Raipur.

4. Deputy Registrar Corpotative Society,
G.E.Road, Raipur

5. The Middle Income Group Housing Corporative Society Ltd.
Vivekanand Nagar, Raipur
Regd. No. D.R/RPR - 9/1960
Through Officer-In-Charge

6. Rajendra Daga, Ex-president,
The Middle Income Group Housing Corporative Society Ltd.
R/o. Vivekanand Nagar, Raipur

7. K.C.Baradia, Ex-Vice president,
The Middle Income Group Housing Corporative Society Ltd.
R/o. Vivekanand Nagar, Raipur

8. Shri Jain Shewtambar Terapanthi Sabha,
Through Secretary,
Amolak Bhawan, Sadar Bazar, Raipur

-----RESPONDENTS

GOVT

J.S. CHAWLA NOTARY (GOVT.) RAIPUR (C.G.) Regd. 61/21/99

GOVT OF C.G.

(5)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF THE WRIT OF MANDAMUS, CERTIORARI OR DIRECTION OF LIKE NATURE.

The petitioner named above most humbly submits as under :

(67)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (C.) NO.282 OF 2007

Petitioners : Ramnarayan Vyas and others

versus

Respondents : State of Chhattisgarh and others

Present : Mr. N.K.Vyas, counsel for the petitioners.
Mr. A.S.Kachhawaha, Government Advocate for the State/respondents No.1 to 4.
None appears for other respondents.

ORDER

(Passed on 20th Day of February, 2007)

Learned counsel appearing for the petitioners submits that vide order dated 29-1-2007 (P-6) passed by the Additional Collector (Revenue), Raipur in Case No.29/A/20(3)2006-07 (Ramnarayan Vyas and others vs. The Middle Income Group Housing Society Limited, Vivekanand Nagar, Raipur), *status quo* was to be maintained. Despite the said order, it is not being complied with and the constructions are being raised illegally.

2. It is the responsibility of the Additional Collector to ensure that his order is complied with. In view of the above, the petitioners are at liberty to approach the concerned authority for appropriate relief.

(68)

3. In the event, an application is made, the Additional Collector is directed to examine the matter and ensure compliance of his own order dated 29-1-2007 (P-6) immediately.

4. In view of that, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Gopal